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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE RICARDO LOPEZ-MUNOZ,
aka "Juan De Santiago,"
aka "Juan Lopez- Larios,"
aka "Jesus Lopez,"
aka "Ricardo Leneave,"
aka "Ricardo Munoz,"
aka "Juan Munoz Castrejon,"
aka "Jesus Lopez Larios,"
aka "Juan Castejon Larios,"
aka "Jose Lartos,"
aka "Juan Larios Fernandez,"
aka "Fransico Huerta DeAnda,"
aka "Jose Ricardo Lopez-Lopez,"
aka "Ricardo Muniz Martinez,"
aka "Jose Mendoza,"
aka "Juan Jose Mendoza,"
aka "Ricardo Nunez,"
aka "Jose Soltero,"
aka "Alfredo Villanueva,"

Defendant.

Case No. 2:25-mj-00180-NJK

**Stipulation to Extend Deadlines
to Conduct Preliminary Hearing and
File Indictment (First Request)**

1 IT IS HEREBY STIPULATED AND AGREED, by and between Sigal Chattah,
2 Acting United States Attorney, and Clay Plummer, Special Assistant United States
3 Attorney, counsel for the United States of America, and Ran Sung, Assistant
4 Federal Public Defender, counsel for Defendant JOSE RICARDO LOPEZ-MUNOZ that
5 the Court schedule the preliminary hearing in this case for no earlier than 90 days from the
6 date of the Defendant's initial appearance. The preliminary hearing is currently set for 28
7 of April 2025, at 4 p.m. This request requires that the Court extend two deadlines: (1)
8 that a preliminary hearing be conducted within 14 days of a detained defendant's initial
9 appearance, *see* Fed. R. Crim. P. 5.1(c); and (2) that an information or indictment be filed
10 within 30 days of a defendant's arrest, *see* 18 U.S.C. § 3161(b).

11 This stipulation is entered into for the following reasons:

12 1. The United States Attorney's Office has developed an early disposition
13 program for immigration cases, authorized by the Attorney General pursuant to the
14 PROTECT ACT of 2003, Pub. L. 108-21.

15 2. The early disposition program for immigration cases is designed to: (1) reduce
16 the number of hearings required in order to dispose of a criminal case; (2) avoid having
17 more cases added to the court's trial calendar, while still discharging the government's duty
18 to prosecute federal crimes; (3) reduce the amount of time between complaint and
19 sentencing; and (4) avoid adding significant time to the grand jury calendar to seek
20 indictments in immigration cases, which in turn reduces court costs.

21 3. The government has made a plea offer in this case that requires defendant to
22 waive specific rights and hearings in exchange for "fast-track" downward departure under
23 USSG § 5K3.1. This offer will be withdrawn if it is not timely accepted before this matter is
24 indicted and before a preliminary hearing is held.

1 4. Under Federal Rule of Criminal Procedure 5.1(c), the Court “must hold the
2 preliminary hearing within a reasonable time, but no later than 14 days after the initial
3 appearance if the defendant is in custody”

4 5. However, under Rule 5.1(d), “[w]ith the defendant’s consent and upon a
5 showing of good cause—taking into account the public interest in the prompt disposition of
6 criminal cases—a magistrate judge may extend the time limits in Rule 5.1(c) one or more
7 times”

8 6. Furthermore, under the Speedy Trial Act, 18 U.S.C. § 3161(b), “[a]ny
9 information or indictment charging an individual with the commission of an offense shall be
10 filed within thirty days from the date on which such individual was arrested or served with a
11 summons in connection with such charges.”

12 7. Defendant needs additional time to review the discovery and investigate
13 potential defenses to make an informed decision as to how to proceed, including whether to
14 accept the fast-track plea agreement.

15 8. Accordingly, the parties jointly request that the Court schedule the
16 preliminary hearing in this case no sooner than 90 days from the Defendant’s initial
17 appearance.

18 9. Defendant is in custody and agrees to the extension of the 14-day deadline
19 imposed by Rule 5.1(c) and waives any right to remedies under Rule 5.1(c) or 18 U.S.C.
20 § 3161(b), provided that the information or indictment is filed on or before the date ordered
21 pursuant to this stipulation.

22 10. The parties agree to the extension of that deadline.
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24

1 11. This extension supports the public interest in the prompt disposition of
2 criminal cases by permitting defendant to consider entering into a plea agreement under the
3 United States Attorney's Office's fast-track program for § 1326 defendants.

4 12. Accordingly, the additional time requested by this stipulation is allowed
5 under Federal Rule of Criminal Procedure 5.1(d).

6 13. In addition, the parties stipulate and agree that the time between today and
7 the scheduled preliminary hearing is excludable in computing the time within which the
8 defendant must be indicted and the trial herein must commence pursuant to the Speedy
9 Trial Act, 18 U.S.C. § 3161(b) and (h)(7)(A), considering the factors under 18 U.S.C.
10 § 3161(h)(7)(B)(i) and (iv).

11 14. This is the first request for an extension of the deadlines by which to conduct
12 the preliminary hearing and to file an indictment.

13 DATED this 14th day of April, 2025.

14 Respectfully submitted,

15 RENE VALLADARES
16 Federal Public Defender

17 /s/ Ron Sung
18 Assistant Federal Public Defender
19 Counsel for Defendant
20 JOSE RICARDO LOPEZ-MUNOZ

SIGAL CHATTAH
United States Attorney

21 /s/ Clay Plummer
22 CLAY A PLUMMER
23 Assistant United States Attorneys
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aka "Fransico Huerta DeAnda,"

aka "Jose Ricardo Lopez-Lopez,"

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aka "Alfredo Villanueva,"

Defendant.

Case No. 2:25-mj-00180-NJK

~~[Proposed]~~ Order on Stipulation to
Extend Deadlines to Conduct
Preliminary Hearing and File
Indictment

Based on the stipulation of counsel, good cause appearing, and the best interest of justice being served; the time requested by this stipulation being excludable in computing the time within which the defendant must be indicted and the trial herein must commence pursuant to the Speedy Trial Act, 18 U.S.C. § 3161(b) and (h)(7)(A), and Federal Rule of Criminal Procedure 5.1, considering the factors under 18 U.S.C. § 3161(h)(7)(B)(i) and (iv):

1 IT IS THEREFORE ORDERED that the preliminary hearing currently scheduled
2 on the 28 day of April, 2025 at the hour of 4 p.m., be vacated and continued to
3 July 14, 2025, at 4:00 p.m.

4 DATED this 15th day of April, 2025.

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8 HONORABLE NANCY J. KOPPE
9 UNITED STATES MAGISTRATE JUDGE
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